

**Amendment No. 8 to HB3450**

**DuBois**  
**Signature of Sponsor**

**FILED**

Date \_\_\_\_\_

Time \_\_\_\_\_

Clerk \_\_\_\_\_

Comm. Amdt. \_\_\_\_\_

**AMEND Senate Bill No. 3296\***

**House Bill No. 3450**

by adding the following new section immediately preceding the last section and by renumbering the subsequent section accordingly:

SECTION \_\_\_\_\_. Tennessee Code Annotated, Section 29-17-812, is amended by deleting the section in its entirety and substituting instead the following:

(a) In a condemnation action filed by a condemnor pursuant to this chapter, the bill of costs prepared by the clerk shall be taxed against:

(1) The condemnor, if:

(A) The amount of damages awarded at trial exceeds the amount assessed by the condemnor and deposited with the clerk;

(B) The condemnation is abandoned by the condemnor;

or

(C) The final judgment is that the condemnor cannot acquire the property or property rights by condemnation; or

(2) The respondents, if the amount of damages awarded at trial does not exceed the amount assessed by the condemnor and deposited with the clerk.

(b) In a condemnation action filed by a condemnor pursuant to this chapter, the court shall award the respondents such sum as will reimburse them for their reasonable disbursements and expenses, including reasonable attorney, appraisal, and engineering fees actually incurred because of the action, only if the costs are taxed to the condemnor pursuant to subdivision (a)(1) of this section.

(c) Rule 54.04 of the Tennessee Rules of Civil Procedure shall govern the taxing of any additional costs.

(d) The provisions of this section shall apply to all condemnation actions under this chapter and chapter 16 of this title.